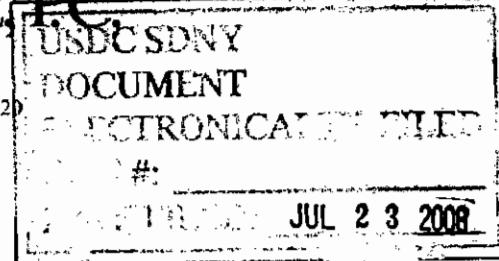




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Our File No.  
14197-138

July 23, 2008

By Facsimile Transmission 212-805-0426

Hon. Laura Taylor Swain  
United States District Court  
Southern District of New York  
United States Courthouse  
40 Centre Street, Room 1205  
New York, New York 10007-1581

**MEMO ENDORSED**

Re: *CA, Inc. v. AMX International, Inc.*  
07 CV 9799 (LTS)

Dear Judge Swain:

This firm represents Plaintiff. I write to request a conference with the Court to resolve a discovery dispute.

On July 16, 2008 I wrote to counsel for Defendant asking him to confirm upon his receipt of the letter that Defendant's responses to Plaintiff's First Set of Document Demands and First Set of Interrogatories, dated July 2, 2008, would be served by the due date, August 1, 2008. This was important to Plaintiff because it has noticed Defendant's Fed. R. Civ. P. 30(b)(6) deposition(s) for August 8, and fact discovery is scheduled to conclude on August 15. On July 22, having received no response to this letter, I faxed another letter to Mr. Stechman asking him to contact me. Finally, I telephoned Mr. Stechman this morning at 9:50 a.m. to discuss the matter and was advised by the receptionist that he was not available. I left a voicemail message for Mr. Stechman. I therefore request a conference to resolve this discovery dispute.

I certify that, as described above, Plaintiff has used its best efforts to resolve informally the matters raised in this letter.

SO ORDERED.

*This case is now referred to Magistrate Judge Fox  
for general pretrial management. A copy of this  
letter will be forwarded to Judge Fox.*

JPM/

cc: Scott Stechman, Esq. (By Facsimile Transmission 516-222-0948)

Recently submitted  
John P. McEntee

LAURA TAYLOR SWAIN  
UNITED STATES DISTRICT JUDGE  
7/23/08